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-JF-wk

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**Effective on 12/08/2004.**

**Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).**

## **FEE TRANSMITTAL For FY 2008**

Applicant claims small entity status. See 37 CFR 1.27

<b>TOTAL AMOUNT OF PAYMENT</b>	(\$)	230.00
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		Attorney Docket No.	AAO-0277
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### **Complete if Known**

Application Number	10/582,879—Conf.# 6772
Filing Date	June 14, 2006
First Named Inventor	Shinichi Tao et al.
Examiner Name	F.M. Lawrence
Art Unit	1792

### **METHOD OF PAYMENT (check all that apply)**

Check     Credit Card     Money Order     None     Other (please identify): \_\_\_\_\_

Deposit Account    Deposit Account Number: 18-0013    Deposit Account Name: Rader, Fishman & Grauer PLLC

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below     Charge fee(s) indicated below, except for the filing fee  
 Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17     Credit any overpayments

### **FEE CALCULATION**

#### **1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

<b>Application Type</b>	<b>FILING FEES</b>		<b>SEARCH FEES</b>		<b>EXAMINATION FEES</b>		<b>Fees Paid (\$)</b>
	<b>Fee (\$)</b>	<b>Small Entity Fee (\$)</b>	<b>Fee (\$)</b>	<b>Small Entity Fee (\$)</b>	<b>Fee (\$)</b>	<b>Small Entity Fee (\$)</b>	
Utility	310	155	510	255	210	105	_____
Design	210	105	100	50	130	65	_____
Plant	210	105	310	155	160	80	_____
Reissue	310	155	510	255	620	310	_____
Provisional	210	105	0	0	0	0	_____

#### **2. EXCESS CLAIM FEES**

##### Fee Description

Each claim over 20 (including Reissues)

<u>Small Entity</u>	<u>Fee (\$)</u>
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50      25

Each independent claim over 3 (including Reissues)

200      100

Multiple dependent claims

360      180

<u>Total Claims</u>	<u>Extra Claims</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
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5 - = \_\_\_\_\_ × \_\_\_\_\_ = \_\_\_\_\_

##### Multiple Dependent Claims

<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
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<u>Indep. Claims</u>	<u>Extra Claims</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
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1 - = \_\_\_\_\_ × \_\_\_\_\_ = \_\_\_\_\_

HP = highest number of independent claims paid for, if greater than 3.

#### **3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$260 (\$130 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

<u>Total Sheets</u>	<u>Extra Sheets</u>	<u>Number of each additional 50 or fraction thereof</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
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\_\_\_\_\_ - 100 = \_\_\_\_\_ /50 = \_\_\_\_\_ (round up to a whole number) × \_\_\_\_\_ = \_\_\_\_\_

#### **4. OTHER FEE(S)**

Other (e.g., late filing surcharge):

8021

Submission of Assignment

1464

Petitions requiring the petition fee set forth in 37 CFR

1.17(h)(Group III)

170.00

#### **SUBMITTED BY**

<u>Signature</u>	<u>Registration No. (Attorney/Agent)</u>	<u>Telephone</u>	<u>Date</u>
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Toshikatsu Imaizumi      61,648      (202) 955-3750

<u>Name (Print/Type)</u>	<u>Date</u>
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July 28, 2009



Docket No.: AAO-0277  
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent of:  
Shinichi Tao et al.

Patent No. 7,491,264

Application No.: 10/582,879

Confirmation No.: 6772

Filed: June 14, 2006

Art Unit: 1797

For: OXYGEN CONCENTRATING APPARATUS

Examiner: F.M.Lawrence

**PETITION TO CORRECT INVENTORSHIP UNDER**

**37 C.F.R. §1.181 AND REQUEST FOR CORRECTED FILING RECEIPT**

MS PETITIONS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Madam:

Applicant hereby petitions to correct the inventorship in the above-mentioned application for the reasons set forth below.

1. The above design patent application was filed on June 14, 2006 with an Application Data Sheet. Steve Harrington was an inventor of this application. However, Applicant inadvertently did not list inventor Steve Harrington on the Declaration. This error occurred without any deceptive intent on the part of the Applicant or Applicant's representative. A corrected Application Data Sheet is attached hereto.

07/29/2009 JAD002 00000071 180013 7491264

01 FC:1811	100.00 DA
02 FC:1461	130.00 DA

2. In the event that this petition is granted Applicant additionally requests that all pertinent U.S. Patent and Trademark Office records relating to the subject patent be changed to reflect this correction. A Request for Certificate of Correction is attached hereto. Applicant also requests that the Official Filing Receipt be corrected to list inventor Steve Harrington.
3. Petition Fee: The Commissioner is authorized to charge Deposit Account No. 18-0013, under Order No. AAO-0277 in the amount of \$130.00.

Applicant believes no additional fees are due with this request. However, if a fee is due, please charge our Deposit Account No. 18-0013, under Order No. AAO-0277 from which the undersigned is authorized to draw.

Dated: July 28, 2009

Respectfully submitted,

By   
Toshikatsu Imaizumi  
Registration No.: 61,648  
RADER, FISHMAN & GRAUER PLLC  
Correspondence Customer Number: 23353



## Supplemental Application Data Sheet

### **Application Information**

Application Type::	Regular
Subject Matter::	Nationalization
Suggested Group Art Unit::	N/A <u>1797</u>
CD-ROM or CD-R?::	None
Sequence submission?::	None
Computer Readable Form (CRF)?::	No
Title::	OXYGEN CONCENTRATING APPARATUS
Attorney Docket Number::	AAO-0277
Request for Early Publication?::	No
Request for Non-Publication?::	No
Total Drawing Sheets::	5
Small Entity?::	No
Petition included?::	<u>No</u> <u>Yes</u>
Secrecy Order in Parent Appl.?::	No

### **Applicant Information**

Applicant Authority Type::	Inventor
Primary Citizenship Country::	Japan
Status::	Full Capacity
Given Name::	Shinichi
Family Name::	Tao
City of Residence::	Tokyo
Country of Residence::	Japan
Street of mailing address::	c/o TEIJIN PHARMA LIMITED 1-1, Uchisaiwaicho, 2-chome; Chiyoda-ku
City of mailing address::	Tokyo
Country of mailing address::	Japan
Postal or Zip Code of mailing address::	100-0011

Applicant Authority Type::	Inventor
Primary Citizenship Country::	Japan
Status::	Full Capacity
Given Name::	Satoshi
Family Name::	Inomoto
City of Residence::	Yamaguchi
Country of Residence::	Japan
Street of mailing address::	c/o TEIJIN PHARMA LIMITED
	2-1, Hinodemachi, Iwakuni-shi
City of mailing address::	Yamaguchi
Country of mailing address::	Japan
Postal or Zip Code of mailing address::	740-8511

<u>Applicant Authority Type::</u>	Inventor
<u>Primary Citizenship Country::</u>	USA
<u>Status::</u>	Full Capacity
<u>Given Name::</u>	Steve
<u>Family Name::</u>	Harrington

<u>City of Residence:</u>	<u>Carlsbad</u>
<u>State of Residence:</u>	<u>CA</u>
<u>Country of Residence:</u>	<u>USA</u>
<u>Street of mailing address::</u>	<u>c/o Flometrics, Inc.</u>
	<u>5900 Sea Lion Place Suite 150</u>
<u>City of mailing address::</u>	<u>Carlsbad</u>
<u>State of mailing address::</u>	<u>CA</u>
<u>Postal or Zip Code of mailing address::</u>	<u>92010</u>

#### **Correspondence Information**

Correspondence Customer Number:: 23353

#### **Representative Information**

Representative Customer Number:: 23353

#### **Domestic Priority Information**

Application::	Continuity Type::	Parent Application::	Parent Filing Date::
This Application <u>10/582,879</u>	National Stage of	PCT/JP2005/002671	02/15/2005

#### **Foreign Priority Information**

Country::	Application number::	Filing Date::	Priority Claimed::
Japan	2004-037831	02/16/04	Yes

#### **Assignee Information**

Assignee name::	Teijin Pharma Limited
Street of mailing address::	1-1, Uchisaiwaicho, 2-chome; Chiyoda-ku
City of mailing address::	Tokyo
Country of mailing address::	Japan
Postal or Zip Code of mailing address::	100-0011



Docket No.: AAO-0277  
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent of:  
Shinichi Tao et al.

Patent No. 7,491,264

Confirmation No.: 6772

Application No.: 10/582,879

Filed: June 14, 2006

Art Unit: 1797

For: OXYGEN CONCENTRATING APPARATUS

Examiner: F.M. Lawrence

**STATEMENT UNDER 37 C.F.R. § 1.324(b)(2)**

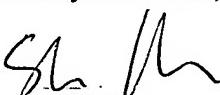
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

1. I, Steve Harrington, state that I am an original, first, and joint inventor of the subject matter which is claimed in the above identified patent.
2. My residence is Carlsbad, CA, United States,  
my post office address is  
5900 Sea Lion Place, Suite 150, Carlsbad, CA 92010  
United States,  
and my citizenship is United States.
3. I was erroneously not included as an inventor in this patent. This error in inventorship occurred without any deceptive intent on my part.

Dated: March 16, 2009

Respectfully submitted,

By   
Steve Harrington



Docket No.: AAO-0277  
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Shinichi Tao et al.

Patent No.: 7,491,264

Application No.: 10/582,879

Confirmation No.: 6772

Filed: June 14, 2006

Art Unit: 1797

For: OXYGEN CONCENTRATING APPARATUS

Examiner: F.M. Lawrence

STATEMENT UNDER 37 C.F.R. § 1.324 (b)(2)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Madam:

We, Shinichi Tao, Yoshinobu Kimura, and Satoshi Inomoto, state that we are current named inventors of the above referenced issued patent. We agree to the change of inventorship, namely, adding Steve Harrington as a co-inventor, in the above referenced U.S. patent.

Respectfully submitted,

Dated: on July 14, 2009

By Shinichi Tao  
Shinichi Tao

Dated: on July 14, 2009

By 木村 善信  
Yoshinobu Kimura

Dated: on July 14, 2009

By 井上 肇  
Satoshi Inomoto



Docket No.: AAO-0277  
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Shinichi Tao et al.

Patent No.: 7,491,264

Application No.: 10/582,879

Confirmation No.: 6772

Filed: June 14, 2006

Art Unit: 1797

For: OXYGEN CONCENTRATING APPARATUS Examiner: F.M. Lawrence

STATEMENT UNDER 37 C.F.R. § 1.324 (b)(3) AND  
STATEMENT UNDER 37 C.F.R. § 3.73 (b)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

1. Teijin Pharma Limited, a corporation of Japan, is the Assignee of the entire right, title, and interest in U.S. Patent Application No.10/582879 with a filing date of June 14, 2006, and entitled OXYGEN CONCENTRATING APPARATUS, as granted in the assignment recorded at Reel 018013, Frame 0460.
  
2. Assignee Corporation agrees to the addition of Steve Harrington as a joint inventor of the above-identified patent.
  
3. The undersigned is authorized to act on behalf of the Assignee.

Dated: March 16, 2009

Respectfully submitted,

By Osamu Nishikawa  
Printed Name : Mr. Osamu Nishikawa

Title: President

Teijin Pharma Limited